

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

**In Re: Methyl Tertiary Butyl Ether
("MTBE")
Products Liability Litigation**

**Master File No. 1:00-1898
MDL No. 1358 (SAS)
M21-88**

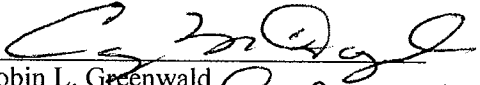
**This Document Relates to:
*Town of Duxbury, et al. v. Amerada Hess
Corp., et al.*, Case No. 04-CV-1725**

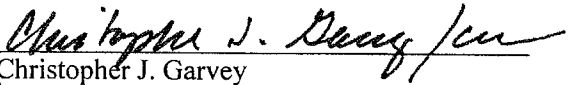
**STIPULATION AND ORDER DISMISSING ALL CLAIMS AGAINST CUMBERLAND
FARMS, INC. AND GULF OIL LIMITED PARTNERSHIP**

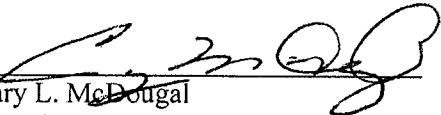
Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, the Plaintiffs and Defendants Cumberland Farms, Inc. and Gulf Oil Limited Partnership, hereby request that the Court enter this voluntary dismissal with prejudice of all claims against Cumberland Farms, Inc. and Gulf Oil Limited Partnership as set forth in Plaintiffs' Eighth Amended Complaint, filed on October 24, 2006. The Parties agree to the dismissal and further agree that such dismissal is with prejudice, with each party bearing its own costs, expenses and attorneys' fees. Plaintiffs reserve all other rights as against all other defendants.

DATED: May __, 2009

DATED: May ^{June} 12, 2009


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SO ORDERED:

The Honorable Shira A. Scheindlin
United States District Judge

Dated: _____